

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

PRISM TECHNOLOGIES LLC,

Plaintiff,

v.

T-MOBILE USA, INC.,

Defendant.

Civil Action No. 8:12-cv-124-LES-TDT

**Emergency Motion to Certify Interlocutory
Appeal Pursuant to 28 U.S.C. § 1292(b) and
to Stay Pending Resolution of Related
Proceedings**

Jury Trial Requested In Omaha

Pursuant to 28 U.S.C. § 1292(b), Defendant T-Mobile USA, Inc. (“T-Mobile”), hereby moves the Court for an order certifying the Court’s summary judgment order (Dkt. No. 428) for interlocutory appeal. Specifically, T-Mobile respectfully moves the Court to certify the following question:

Whether the asserted patent claims, which the Court held are directed to an abstract idea, contain inventive limitations sufficient to confer eligibility under 35 U.S.C. § 101.

Further, pursuant to the Court’s inherent authority to control its docket, T-Mobile moves the Court to stay proceedings in this case pending the resolution of that appeal or, alternatively, to stay proceedings in this case pending the resolution of Sprint’s post-trial motions and any resulting appeal in *Prism Technologies LLC v. Sprint Spectrum, L.P.*

Dated: October 5, 2015

By: s/ Michael T. Hilgers

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on October 5, 2015 true and correct copies of the foregoing were served via the Court's CM/ECF system as follows:

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